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OFFICE OF PETITIONS

In re Application of
Steven M. Tracy
Application No. 09/817,748
Filed: March 26, 2001
Attorney Docket
No. UNMC63116-CIP/13292-0004

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed March 20, 2002, to revive the above-identified application.

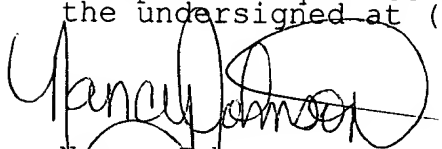
The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a proper and timely reply to the "Notice to File Missing Parts of Nonprovisional Application" mailed June 1, 2001. This Notice set a two-month period for reply with extensions of time obtainable under §1.136(a). On January 8, 2002 (certificate of mailing November 8, 2001), applicant filed a reply, made timely by an accompanying petition for a four-month extension of time. However, by "Notice of Incomplete Reply" mailed January 22, 2001, applicant was informed that the reply was insufficient and that the period for reply continued to run as set forth in the Notice mailed June 1, 2001. As no further extensions of time were obtainable, the above-identified application became abandoned effective December 2, 2001. The instant petition precedes the mailing of a Notice of Abandonment.

Petitioner has met the requirements to revive the above-identified application, pursuant to 37 CFR 1.137(b). Petitioner submitted the required reply in the form of a "Statement to Support Filing and Submission in Accordance with 37 CFR §§1.821 through 1.825" and a computer-readable form of the Sequence Listing, paid the petition fee, and made the required statement of unintentional delay.

The application file is being forwarded to Technology Center 1600 for consideration of petitioner's reply.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0309.


Nancy Johnson
Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy